



22/Disclaimer
10-19-94
IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

55-248-GR/83

#22

Applicants: John B. Harley

Serial No: 07/867,819

Art Unit: 1813

OCT 5 1992

Filed: April 13, 1992

Examiner: A. Caputa

For: METHODS AND REAGENTS FOR DIAGNOSIS OF ANTIBODIES

Commissioner of Patents
and Trademarks
Washington, D.C. 20231

TERMINAL DISCLAIMER TO OBVIATE A PROVISIONAL DOUBLE
PATENTING REJECTION OVER A PENDING SECOND APPLICATION

Sir:

Petitioner, Board of Regents of the University of Oklahoma, is the owner of the entire interest in the above-identified application as evidenced by the accompanying certificate under 37 C.F.R. § 3.73(b). Petitioner hereby disclaims, except as provided below, the terminal part of the statutory term of any patent granted on the instant application, which would extend beyond the expiration date of the full statutory term defined in 35 U.S.C. §§ 154-156 and 173 as shortened by any terminal disclaimer filed prior to the grant of any patent granted on pending second Application No. 07/648,205, filed on January 31, 1991, or any continuation thereof under 37 C.F.R. § 1.62. Petitioner hereby agrees that any patent so granted on the

090 BA 10/03/94 07867819

1 248

55.00 CK

U.S.S.N. 07/867,819

Filed April 13, 1992

*TERMINAL DISCLAIMER TO OBVIATE A PROVISIONAL DOUBLE
PATENTING REJECTION OVER A PENDING SECOND APPLICATION*

instant application shall be enforceable only for and during such period that it and any patent granted on the second application are commonly owned. This agreement runs with any patent granted on the instant application and is binding upon the grantee, its successors or assigns.

In making the above disclaimer, petitioner does not disclaim the terminal part of any patent granted on the instant application that would extend to the expiration date of the full statutory term as defined in 35 U.S.C. §§ 154-156 and 173 of any patent granted on the second application, as shortened by any terminal disclaimer filed prior to the patent grant, in the event that any such granted patent: expires for failure to pay a maintenance fee, is held unenforceable, is found invalid by a court of competent jurisdiction, is statutorily disclaimed in whole or terminally disclaimed under 37 C.F.R. § 1.321, has all claims cancelled by a reexamination certificate, is reissued, or is in any manner terminated prior to the expiration of its full statutory term as shortened by any terminal disclaimer filed prior to its grant.

U.S.S.N. 07/867,819

Filed April 13, 1992

TERMINAL DISCLAIMER TO OBVIATE A PROVISIONAL DOUBLE
PATENTING REJECTION OVER A PENDING SECOND APPLICATION

The undersigned (whose title is supplied below) is empowered to act on behalf of the Board of Regents of the University of Oklahoma.

I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code and that such willful false statements may jeopardize the validity of the application or any patent issued thereon.

BOARD OF REGENTS OF THE UNIVERSITY
OF OKLAHOMA

By: Frank Waxman
Name: Dr. Frank Waxman
Title: Associate Vice President for Research

Date: 4/15/94



CERTIFICATE UNDER 37 CFR 3.73(b)

Applicant: John B. Harley

Application No.: 07/867,819

Filed: April 13, 1992

For: Methods and Reagents for Diagnosis of Antibodies

Board of Regents of the
University of Oklahoma

(Name of Assignee)

a legal entity of
the State of Oklahoma

(Type of Assignee, e.g., corporation, partnership, university, government agency, etc.)

certifies that it is the assignee of the entire right, title and interest in the patent application identified above by virtue of:

An Assignment from John B. Harley to the Board of Regents of the University of Oklahoma. The document was recorded in the Patent and Trademark Office at Reel 6174, Frame 0916, on June 26, 1992.

The undersigned has reviewed all the documents in the chain of title of the patent application identified above and, to the best of undersigned's knowledge and belief, title is in the assignee identified above.

The undersigned (whose title is supplied below) is empowered to act on behalf of the assignee.

I hereby declare that all statements made herein of my own knowledge are true, and that all statements made on information and belief are believed to be true; and further, that these statements are made with the knowledge that willful false statements, and the like so made, are punishable by fine or imprisonment, or both, under Section 1001, Title 18 of the United States Code, and that such willful false statements may jeopardize the validity of the application or any patent issuing thereon.

Date : 4/15/94

Name : Dr. Frank Wayman

Title : Associate Vice President For Research

Signature : Frank Wayman